

ORDINANCE NO. _____

ORDINANCE AMENDING CHAPTER 2, ARTICLE VIII, PLANNING COMMISSION,
SECTION 2-161 OF THE BELMONT CITY CODE

The City Council of the City of Belmont does ordain as follows:

SECTION 1: Chapter 2, Article VIII, Planning Commission, Section 2-161 of the Belmont City Code is hereby amended to read as follows:

CHAPTER 2

ADMINISTRATION

ARTICLE VIII. PLANNING COMMISSION

Sec. 2-161. Terms of planning commissioners; vacancies.

A majority of the regular voting members of the commission shall constitute a quorum. Members of the planning commission shall serve a term of three (3) years. The city council shall appoint planning commissioners to fill the offices as the terms of the members expire. Appointments shall be for a term of three (3) years commencing on the first day of March and ending on the last day of February except that in making appointments for 2005, the city council shall appoint two (2) commissioners to serve terms of three (3) years and two (2) commissioners to serve terms of two (2) years. Vacancies in the commission occurring otherwise than by expiration of a term of office shall be filled by the city council for the unexpired term of the commissioner ceasing to be a member of the commission. Absence from three (3) consecutive regular meetings, without the approval of the commission shall be deemed to constitute retirement of such member and the office may be declared vacant by the commission.

SECTION 2: Severability.

If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council of the City of Belmont hereby declares that it would have adopted this Ordinance and each section, subsection, sentence, clause, phrase or portion thereof, irrespective of the fact that any one or more section, subsection, sentence, clause, phrase or portion may be declared invalid or unconstitutional.

SECTION 3: Pursuant to Section 36937 of the Government Code of the State of California, this Ordinance shall take effect and be in full force and effect thirty (30) days after its final passage.

SECTION 4: The City Clerk shall cause this Ordinance to be published and posted in accordance with the requirements of Section 36933 of the Government Code of the State of California.

Introduced this _____ day of _____, 2004.

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PASSED AND ADOPTED as an Ordinance of the City of Belmont at a regular meeting thereof held on the _____ day of _____, 2004.

AYES, COUNCILMEMBERS:

NOES, COUNCILMEMBERS:

ABSENT, COUNCILMEMBERS:

ABSTAIN, COUNCILMEMBERS:

Mayor of the City of Belmont

ATTEST:

Clerk of the City of Belmont